

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

&

THE HONOURABLE MR. JUSTICE HARUN-UL-RASHID

WEDNESDAY, THE 17TH OCTOBER 2007 / 25TH ASWINA 1929

LA.App..No. 1728 of 2002(B)

LAR.25/1999 of PRL.SUB COURT, KOZHIKODE
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APPELLANT: RESPONDENT

STATE OF KERALA.

BY GOVERNMENT PLEADER SMT.LATHA THANKAPPAN

RESPONDENTS: CLAIMANTS

1. K.V.BALAN, KOTTIL VEETIL HOUSE,
P.O.MALAPARAMBA, CALICUT-9.
2. K.V.DEVAYANI, KATTIL VEETIL HOUSE,
P.O.MALAPARAMBA, CALICUT-9.
3. BHAVANI,KATTIL VEETIL HOUSE,
P.O.MALAPARAMBA, CALICUT-9.
4. GOURI, KATTIL VEETIL HOUSE,
P.O.MALAPARAMBA, CALICUT-9.
5. DEVADASAN, KATTIL VEETIL HOUSE,
P.O.MALAPARAMBA, CALICUT-9.
6. SOBINI (DIES), KATTIL VEETIL HOUSE,
P.O.MALAPARAMBA, CALICUT-9.
7. GIRIJA, KATTIL VEETIL HOUSE,
P.O.MALAPARAMBA, CALICUT-9.
8. M.T.KUMARAN, S/O. PEECHUKUTTY,
'NISHAD NIVAS', KOVOOR VILLAGE,KOZHIKODE.
9. NISHITHA D/O. KUMARAN, 'NISHAD NIVAS',
KOVOOR VILLAGE, KOZHIKODE.
10. NISHAD KUMAR, S/O. KUMARAN,
'NISHAD NIVAS', KOVOOR VILLAGE, KOZHIKODE.

11. NISHINDINI (MINOR),D/O. KUMARAN,
'NISHAD NIVAS', KOVOOR VILLAGE, KOZHIKODE.

BY ADV. SRI.V.V.SURENDRAN

THIS LAND ACQUISITION APPEAL HAVING BEEN FINALLY HEARD
ON 24/10/2007, THE COURT ON 17/10/2007 DELIVERED THE
FOLLOWING:

KURIAN JOSEPH & HARUN-UL-RASHID, JJ.

L.A.A.No.1728 of 2002

Dated this the 17th day of October, 2007

JUDGMENT

Kurian Joseph,J.

This appeal is filed against the judgment and decree in L.A.R.No.25/1999 on the file of the Sub Court, Kozhikode. The acquisition is for Calicut Bye-pass. The property is in Vengeri Village. The reference court placed reliance on Ext.A1 common judgment in L.A.R.No.499/1997 which was the subject matter of L.A.A.No.519/2001. It is brought to our notice that after remand the reference court has fixed the land value at 72%. The land value awarded in this case is only Rs.25,000/- per cent. In that view of the matter we do not find any merit in the appeal. It is accordingly dismissed.

(KURIAN JOSEPH, JUDGE)

(HARUN-UL-RASHID, JUDGE)

ahg.

**KURIAN JOSEPH &
HARUN-UL-RASHID, JJ.**

L.A.A.No.1728 of 2002

JUDGMENT

17th October, 2007